

P.002/005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Dayuan Wang, et al.

Examiner:

To Be Assigned

Serial No.

10/528,444

Group Art Unit:

To Be Assigned

Docket No.

58260-011600

and the Constitution

on FC: Title:

AcjustFilediate: 01/23/20Marchill8R2005 00000027 502638

59.00 CR

369.35 DERIVATIVES OF TRIPTOLIDE HAVING A

IMMUNOSUPPRESSIVE EFFECT AND HIGH WATER SOLUBILITY, AND

USES THEREOF

CERTIFICATE UNDER 37 CFR L6(d)

I hereby certify that this correspondence and identified enclosures are being transmitted via fuesimile only to the Office of Initial Patent Examination Facsimile No. (703) 746-9195 on September 12, 2005.

REQUEST TO CORRECT UNINTENTIONAL ERROR IN ENTITY STATUS & REQUEST FOR REFUND UNDER 37 CFR §1.28

Commissioner for Patents Post Office Box 1450 Alexandria, Virginia 22313-1450

83 14:1633

259.90 CR

U. Libib

350.00 UK

Sir/Madam:

We respectfully request the correction of an unintentional error in Entity Status in the above-mentioned Application. The application was incorrectly assigned Large entity status because it was filed with incorrect fee calculations. Specifically, the application was filed on an incorrect payment of \$1,410.00, which would indicate that the Applicants are a large entity. However, these fee calculations were incorrect as the Applicants are a small entity. Therefore, we respectfully request that the Application be assigned Small Entity Status.

Accordingly, under 37 CFR §1.28, we request a refund for the following fees.

i) The \$300.00 Basic Filing Fee - Utility authorized for payment in the patent application transmittal form filed on March 18, 2005 was overpaid by \$150.00

ii) The \$500.00 Utility Search Fee authorized for payment in the patent application transmittal form filed on March 18, 2005 was overpaid by \$250.00.

LA-FS1\360252v01\58260.011600



PATENT Docket No. 58260-011600

- iii) The \$200.00 Utility Examination Fee authorized for payment in the patent application transmittal form filed on March 18, 2005 was overpaid by \$100.00.
- iv) The \$50.00 fee for claims in excess of 20 authorized for payment in the patent application transmittal form filed on March 18, 2005 was overpaid by \$25.00.
- v) The \$360.00 fee for multiple dependent claims authorized for payment in the patent application transmittal form filed on March 18, 2005 was overpaid by \$180.00.

We have attached a copy of the Application Transmittal Form filed March 18, 2005 which failed to display Small Entity Status.

We request correction of the entity status from Large Entity to Small Entity and an updated filing receipt reflecting the correct entity status. The Commissioner is authorized and requested to credit a total amount of \$705.00 to Deposit Account No. 50-2638. Please reference Attorney Docket Number 58260-011600 in any transactions connected with this application.

Respectfully submitted,

E. Nair Flores

Reg. No. 54,103

Date: September 12, 2005

Customer Number 33717 GREENBERG TRAURIG, LLP 2450 Colorado Avenue, Suite 400E Santa Monica, CA 90404

Phone: (310) 586-6511 Fax: (310) 586-0511 E-mail: floresn@gtlaw.com

SUSEPHSTOTEVE

FORM PTO-1390 DEPARTMENT OF CO	MMERCE FATEINT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NO. 58260-011600/US								
TRANSMITTAL LETTER TO	THE INITED STATES	U.S. APPLICATION NO. (If known, see37 CFR 1.5)								
TRANSMITTAL LETTER TO		N/A								
DESIGNATED/ELECTED										
CONCERNING A FILING	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED								
INTERNATIONAL APPLICATION NO.	4 September 2003 (4.09.2003)	18 September 2002 (18.09.2002)								
THE POP BUILDINGS	THE CHANGE TO SERVICE									
DERIVATIVES OF TRIPTOLIDE HAVING A HIGH IMMUNOSUPPRESSIVE EFFECT AND HIGH WATER SOLUBILITY, AND USES THEREOF										
APPLICANT(S) FOR DO/EO/US										
WANG, Dayuan et al. Applicant here with submits to the United States	Declarated Office (DO/FO/US) th	e following items and other information:								
Applicant herewith submitts to the United States	Designated/Elected Office (DO/60/03) in									
1. X This is a FIRST submission of items	concerning a filing under 35 U.S.C. 37	1.								
2. This is a SECOND or SUBSEQUE	NT submission of items concerning a file	ing under 35 U.S.C. 371.								
3. A This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).										
4. A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority										
date. 5. A copy of the International Applicati	on as filed (35 U.S.C. 371(c)(2))									
5. A copy of the international Applicant a list transmitted herewith (re-	quired only if not transmitted by the Inte	mational Bureau).								
b. A has been transmitted by the		•								
is not required as the appli	cation was filed in the United States Rec	civing Office (RO/US).								
6. It is not required, as the appro-	c. is not required, as the application was filed in the United States Receiving Office (RO/US). 6. A translation of the International Application into English (35 U.S.C. 371(c)(2)).									
1 POT 1-10 (2671 D C) 271(a)(2))										
The state of the s										
1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1										
en										
1										
1		.C. 371(cY3))								
1										
9. An oath or declaration of the inventor	he appears to the International Prelimin	my Examination Report under PCT Article 36 (35								
U.S.C. 371(c)(5)).	ne majores to the interpretation 1 to hamile	ary and an area poor and area poor area poor and area poor and area poor area poor and area poor and area poor area poor area poor area poor area poor area poor and area poor are								
Items 11 to 20 below concern document(s)	or information included:									
11. An Information Disclosure Statemer	at under 37 CFR 1.97 and 1.98.									
12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.										
13. A FIRST preliminary amendment.	<u>.</u>	•								
14. A SECOND or SUBSEQUENT preliminary amendment.										
15. A substitute specification.	-									
16. A change of power of attorney and/o	or address letter.									
17 A computer-readable form of the sec	17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825.									
18. A second copy of the published into	marional application under 35 U.S.C. 15	(4(d)(4).								
19. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).										
13, 13 tt 2000 tt 44b) 41 mg = 10 mg mg mg										

EXPRESS MAIL MAILING LABEL

Return postcard from the DO/EO/US confirming receipt of US 371 National Phase Application, Replacement pages

NUMBER EV310 126 635US DATE OF DEPOSIT March 18 2005
I hereby certify that this paper or fee is being deposited with the United States Postal Service
"EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: .Commissioner for Patents, Alexandria, Virginia 22313.

Made Nuguld

Form PTO-1390 (REV 04/04)

20. 🗵 Other items or information:

for amendments (7 pages)

Page 1 of 2

10:17am > From-GREENBERG TR

•	% \	(
				, .			
3 5002	<u>w</u>		•				
ATTORNEY'S DOCKET NUMBER							
U.C. A DW	ATION NO. ILL	mown, see 37 CFR 1.5)	INTERNATIONAL	, APPLICATIC	א אט.	58260-011600/	'US
U.S. A.S			PCT/CN2003/0	00746		CALCULATION	S
HAME!	The following for	s are submitted:			\$300.00	PTO USB ONLY	
	To-da Nodas	al Stran Rea			•		1
⊠ ⊸		on Court Fee			\$500.00		
⋈	(p) Manonai Su	alle menten a ee	_		\$200.00		
×	(c) National St	age Examination Fo	C Minimum				
							ì
			_		ATIN'T =	\$ 1,000.00	
		ENTER APPI	COPRIATE BAS	IC KEE AN	100M = -	\$ 0.00	
Swehar	pe of \$130.00 for	Semiching the oath O	declaration later in	an 🗀 20	- 3v		
Months	from the carliest o			EXTRA	RATE		
1	CLAIMS	NUMBERFILE	D NUMBER		x \$ 50.00	5 50.00	
Total C	laims	21 - 20 =			x \$ 200.00	\$ 0.00	
	-day Claims	3 - 3 =	licable)		+\$ 360.00	\$360,00	
MULT	TPLE DEPENDEN	T CLAIM(S) (if app m Size Fee - for each	additional 50 shee	ts that	+ \$ 250.00	\$0.00	
Nation	al Stage Applicant	W 2155 Let 101 car.				\$1,410.00	
exceed	s 100 sheets	TOT	AL OF ABOVE	CALCULA	TIONS =	\$0.00	
- A	-liemt claims am	all entity status. See	37 CFR 1.27. The	fces indicated	above are	30.00	l
AT AT	d by 1/2.			- CTIM	TOTAL -	\$ 1,410.00	
Tettucc	A1 0.5 1.724			SUB	20 30	S	
Broces	sing fee of \$130.0	O for furnishing the F	nglish translation		20 L3 30 +	l'	
month	s from the earliest	claimed priority date	(37 CFR 1.492(1))	L NATIO	AL FEE -	\$ 1,410.00	
			The same of the sa	e ossi omment	must be	\$0.00	Į.
Fee fo	or recording the con	closed assignment (3 opriate cover sheet (7 CPK 1.21(1)); 14	\$40.00 per p	roperty) +		
accon	panied by an appr	opriate cover ancer (TOTAL	FEES EN	CLOSED -	1	
						Amount to be refunded:	\$
		_				Charged	\$
\ <u>-</u> -							
\ <u>-</u>	A check in the	amount of \$	cover the abov	o fees is enc)	0550.		A durbicate conv of
8-		D	No. 50-2638 in the	amount of \$1	,410.00 to cove	r the basic hiting to	ES. A dupitette sept of
a. A check in the amount of \$cover the above test is disclosed. b. \(\sum \) Please charge my Deposit Account No. 50-2638 in the amount of \$1,410.00 to cover the basic filing fees. A duplicate copy of this sheet is enclosed.							
this sheet is enclosed.							
this sheet is enclosed. c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-2638. A duplicate copy of this sheet is enclosed.							
1	Deposit Accou	IN NO. 21-2030 A		nd au 1 495 h	na not been m	et, apoetition to re-	vive (37 CFR 1.137(a)
Deposit Account No. 50-2638. A duplicate copy of this sheet is electric to the position to revive (37 CFR 1.137(a) NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a position to revive (37 CFR 1.137(a)							
NOTE: Where an appropriate time limit under 3/ CFR 1.39 to possible to providing to the control or (b)) must be filed and granted to restore the application to pending to the control of							
1/VarVar Daum							
1		NAME OF TO		<u> </u>	- 0000	- 0	
SEN	ID ALL CORRES	FOMPERCE TO:		ŞIGNATU	æ		
۱	1 - Dames Pag				Jan Barres		
مدحما	ries Berman, Esq. enberg Traurig L	ı.r		NAME: Ch	arles Berman		
1 045	1 0450 Colorado Avenue, Sinte 400E						
San	Santa Monica, California 90404 REGISTRATION NUMBER						

LA-PS1\327919v01\74606.010100

Dated: March 18, 2005

Page 2 of 2

Form PTO-1390 (REV 04/04)





JC06 Rec'd PCT/PTO 12 SEP 2005

Greenberg Traurig

Transmittal Cover Sheet

E. Nair Flores

Tel:

310.586.6511

E-Mail:

FloresN@gtlaw.com

To:	Fax No:	Company:	Phone No.:
Office of Initial Patent	(703) 746-9195	U.S. Patent and Trademark	
Examination		Office	

File No.:

58260-011600/US

Re:

10/528,444

Date:

September 12, 2005

No. Pages:

Including Cover Sheet 5

If you do not receive all pages properly, please call the Sender.

Notes:

Email X No Other Messenger Overnight **US Mail** Also sent via: